

**ADVISORY COMMISSION ON PESTICIDES
VETERANS' MEMORIAL AUDITORIUM
5825 FLORIDA BLVD.
BATON ROUGE, LOUISIANA
February 24, 2021 - 9:30 AM**

MINUTES

CALL TO ORDER

The meeting was held virtually via Zoom and called to order by Dr. Coburn at 9:33 a.m.

ROLL CALL

Members present: Dr. Grady Coburn, George Bragg, Dr. Kenneth McMartin, Jenny Buller, Scotty Meador, Ryan Waguespack, Johnny Landry, Roby Shields, and Billy Guthrie.

Members absent: None.

Others present: Kevin Wofford, LDAF; Harry Schexnayder, LDAF; Amy McInnis, LDAF Counsel; Kelly Moore, LDAF; Joe Ingrao, LDAF; Shelly Graham, LDAF; Dr. Ansel Rankins, LDAF; Alicia Wheeler, Hearing Officer; and Kim Pope Brown, LSU AgCenter.

PUBLIC COMMENTS

There were no public comments.

APPROVAL OF THE MINUTES

Motion: Mr. Shields made a motion to approve the minutes of the October 6, 2020 meeting. The motion was seconded by Mr. Bragg and passed unanimously.

AMENDMENTS TO AGENDA

There were no amendments to the agenda.

ADJUDICATORY HEARING

Ms. Alicia Wheeler, Hearing Officer, conducted the Adjudicatory Hearing. Ms. McInnis presented the following cases:

Ricky Morgan, Case No. 2333

Ms. McInnis stated Mr. Morgan has been granted a continuance until the next ACP meeting.

Marcus Wilkes II, Case No. 2331

Mr. Wilkes was not present. The Department charged Mr. Wilkes with one (1) violation of LRS 3:3252(A)(18), specifically LAC 7:XXIII, 1101(I). Following the penalty matrix, the charge included a penalty of \$1,500.00, with \$750.00 suspended, due within 30 days. The stipulation was signed by all parties.

Ms. Wheeler admitted LDAF's exhibits into the record.

Motion: Dr. McMartin made a motion to accept the stipulation of the parties as presented. The motion was seconded by Ms. Buller and passed unanimously.

Keven Gonsoulin, Case No. 2332

Mr. Gonsoulin was not present. The Department charged Mr. Gonsoulin with one (1) violation of LRS 3:3252(A)(18), specifically LAC 7:XXIII,1101(I). Following the penalty matrix, the charges included a penalty of \$1,000.00, with \$500.00 suspended, due within 30 days. The stipulation was signed by all parties.

Ms. Wheeler admitted LDAF's exhibits into the record.

Motion: Ms. Buller made a motion to accept the stipulation of the parties as presented. The motion was seconded by Dr. McMartin and passed unanimously.

Jared Conover, Case No. 2334

Mr. Conover was not present. The Department charged Mr. Conover with one (1) violation of LRS 3:3252(A)(18), specifically LAC 7:XXIII,1101(I). Following the penalty matrix, the charges included a penalty of \$1,000.00, with \$500.00 suspended, due within 30 days. The stipulation was signed by all parties.

Ms. Wheeler admitted LDAF's exhibits into the record.

Motion: Mr. Bragg made a motion to accept the stipulation of the parties as presented. The motion was seconded by Mr. Guthrie and passed unanimously.

Ace Johnson, Case No. 2335

Mr. Johnson was not present. The Department charged Mr. Johnson with one (1) violation of LRS 3:3252(A)(18), specifically LAC 7:XXIII, 1101(I). Following the penalty matrix, the charges included a penalty of \$1,500.00, with \$750.00 suspended, due within 30 days. The stipulation was signed by all parties.

Ms. Wheeler admitted LDAF's exhibits into the record.

Motion: Mr. Shields made a motion to accept the stipulation of the parties as presented. The motion was seconded by Dr. McMartin and passed unanimously.

Michael Brian Sanders, Case No. 2337

Mr. Sanders was not present. The Department charged Mr. Sanders with one (1) violation of LRS 3:3252(A)(4), one (1) violation of LRS 3:3252(A)(5), specifically LAC 7:XXIII 2701(A), and two (2) violations of LRS 3:3252(A)(2). Following the penalty matrix, the charges included a penalty of \$4,000.00 due within 30 days. The stipulation was signed by all parties. Ms. Wheeler admitted LDAF’s exhibits into the record.

Motion: Dr. McMartin made a motion to accept the stipulation of the parties as presented. The motion was seconded by Mr. Bragg and passed unanimously.

DEPARTMENT REPORTS

Mr. Wofford reported that the Department currently has 48 Inspectors, and will soon have 50 on staff.

He also gave a brief update on Covid procedures concerning the office staff and testing. The LSU AgCenter continues to assist the Department with pesticide recertifications by offering virtual sessions.

Pesticide Collection Program – The Department was able to host two events in December of 2020. There are currently more events being scheduled for March and April of 2021, and details will be advertised as soon as the dates are confirmed with area facilities.

OLD BUSINESS

Mr. Wofford stated that the status of changing the eligibility of taking the pesticide exams from 3-per year to no maximum amount per year is now complete, and all pesticide exams will now cost \$50/exam.

NEW BUSINESS

Delegation of Authority Regarding Prevention of Sexual Harassment

The Commission discussed the proposed resolution.

Motion: Mr. Bragg made a motion to adopt the resolution. The motion was seconded by Mr. Shields and passed unanimously.

CONSIDERATION OF AG CONSULTANT EXAM APPLICATIONS

Mr. Ingrao presented the findings of the Ad Hoc committee for the following applicants:

APPLICANT	CATEGORIES	COMMITTEE RECOMMENDATION	COMMISSION DECISION
R. Keith Collins	1a, 2a, 3a, and 4a	Approve	Approved
Aaron Candler	1a	Disapprove	Disapproved

Motion: Mr. Meador made a motion to accept all recommendations of the Ad Hoc Committee to approve the application for R. Keith Collins and disapprove the application for Aaron Candler due to the lack of meeting the education requirements. The motion was seconded by Ms. Buller and passed unanimously.

FUTURE MEETING

The next meeting of the Advisory Commission on Pesticides was scheduled for Wednesday, July 14, 2021 at 9:30 a.m. in the Veterans' Memorial Auditorium, Baton Rouge, Louisiana.

PUBLIC COMMENT

There were no public comments.

ADJOURN

Motion: Mr. Meador made a motion to adjourn the meeting. This motion was seconded by Mr. Bragg and passed unanimously. The meeting adjourned at 10:12 a.m.